

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **In re Hall Minors**
Docket No. **257960**
L.C. No. **01-399808-NA**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

In lieu of dismissing the appeal on the Court's own motion, the claim of appeal from the September 9, 2004 order is treated as a delayed application for leave to appeal that is limited to the parenting time issue, and it is GRANTED. In child protective proceedings, the court rules give a party an appeal of right from an order of the family court that removes the child from the home, an order terminating the party's parental rights, any final order, or any order required by law to be appealed to this Court. MCR 3.993(A)(1) and 7.203(A)(2). Since parenting time does not fall within one of these definitions, the proper way to challenge the decision of a family court on this issue is to file an application for leave to appeal under MCR 7.205. See MCR 3.993(B) and 7.203(B)(1).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 18 2005
Date

Sandra Schultz Mengel
Chief Clerk